



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X
ROBERT FLEMING,

Petitioner,

17 **CIVIL** 9104 (LGS)(DF)

-against-

JUDGMENT

NOETH, SUPERINTENDENT FOR ATTICA
CORRECTIONAL FACILITY,

Respondent.
-----X

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated September 21, 2021, the Petition is DENIED and a certificate of appealability pursuant to 28 U.S.C. § 2253(c) will not issue; accordingly, the case is closed.

DATED: New York, New York
September 21, 2021

RUBY J. KRAJICK

Clerk of Court

BY:

Kmango
Deputy Clerk